IN THE DISTRICT COURT IN AND FOR UTAH COUNTY STATE OF UTAH

PROVO RESERVOIR COMPANY, a corporation,

Plaintiff,

No. 2888 Civil

-VS-

STIPULATION

PROVO CITY et al ESTHMA TANNER.

Defendant.

It is hereby stipulated by the attorneys of record for Esthma Tanner and Ed. H. Watson, State Engineer, that the certified copies of orders entered in Case No. 57298 Civil by the District Court in and for Salt Lake County on September 1, 1944 and February 9, 1945, may be considered as being in evidence for all further proceedings in the matter of the Petition by Esthma Tanner for an order to show cause directed to Ed. H. Watson, State Engineer.

Dated this 10th day of October, 1945.

Grover A. Giles

ATTORNEY GENERAL

SPECIAL ASSISTANT ATTORNEY GENERAL

Maurice Hardins Maurice Harding

IN THE THIRD JUDICIAL DISTRICT COURT, IN AND FOR SALT LAKE COUNTY, STATE OF UTAH.

SALT LAKE CITY, a municipal corporation of the State of Utah, et al.

CASE NO. 57298 - CIVIL

Plaintiffs

ORDER DIRECTING THAT CAUSE

PROCEED AS PROVIDED BY

TAMAR ANDERSON, et al.

-vs-

CHAPTER 4, TITLE 100

Defendants.

UTAH CODE ANNOTATED, 1943

:

Spanish Fork West Field Irrigation Company, and others, filed petitions in the above entitled cause wherein and whereby they prayed that this court make and enter an order directing that all proceedings hereafter had in the above entitled cause be had in conformity with the procedure prescribed by Chapter 4, Title 100, R.S.U. 1933, and the amendments thereto. Objections were filed to the granting of said petitions. A hearing was had and evidence offered and received upon such petitions and the objections to the granting of the same. After hearing the evidence and duly considering the same, and the arguments of counsel with respect thereto this court denied all of such petitions. Thereafter an appeal was taken from the order denying such petitions to the Supreme Court of the State of Utah. That briefs were filed by the parties in the Supreme Court of the Supreme Court of the State of Utah, and oral argument there had.

That thereafter the Supreme Court of the State of Utah rendered its opinion wherein it directed that "The case is remanded to the District Court to proceed in the manner provided by Chapter 4, Title 100 R.S.U., 1933, and amendments thereto, as a statutory general adjudication."

NOW THEREFORE, in compliance with the mandate of the Supreme Court of the State of Utah:

IT IS ORDERED, ADJUDGED and DECREED that the above entitled cause shell hereafter proceed in all particulars in conformity with the provisions of Chapter 4, Title 100, Utah Code Annotated, 1943, and the amendments thereto and the clerk of this court and the State Engineer of the State of Utah are directed to perform the duties imposed upon them by, and to comply with, the provisions of, Chapter 4, Title 100, Utah Code Annotated, 1943, and the amendments thereto, to the end that there may be a determination and adjudication of all of the rights to the use of the waters of Utah Lake in Utah County, Utah, and of the Jordan River in Utah and Salt Lake Counties, Utah, and their tributaries.

Dated this 1st day of September, 1944.

BY THE COURT:

C. E. HENDERSON

ATTEST

ALVIN KEDDINGTON, CLERK

(SEAL)

By J. Reed Stewart, Deputy Clerk.

ENDORSED No. 57298 Filed in the Clerk's Office Salt Lake County, Utah Sept. 1, 1944 Alvin Keddington, Clerk 3rd Dist. Court By J. Reed Stewart, Deputy Clerk.

Received a copy of the foregoing proposed order this 31st day of August, 1944.

P. T. FARNSWORTH, JR. Attorney for Plaintiffs.